

IN THE BOARD OF SUPERVISORS
COUNTY OF SAN LUIS OBISPO, STATE OF CALIFORNIA

_____ day _____, 2016

PRESENT: Supervisors

ABSENT:

RESOLUTION NO. _____

RESOLUTION ADOPTING FINDINGS IN ACCORDANCE WITH
GOVERNMENT CODE SECTIONS 66001 AND 66006 WITH RESPECT TO
THE SAN LUIS OBISPO COUNTY PUBLIC FACILITIES FEES PROGRAM

The following resolution is hereby offered and read:

WHEREAS, California Government Code, Division 1, Title 7, Chapter 5, Sections 66000-66008, “Fees for Development Projects,” allows for the collection of Public Facilities Fees; and

WHEREAS, on August 20, 1991, the Board of Supervisors of the County of San Luis Obispo adopted Ordinance No. 2519 creating and establishing the authority for imposing and charging Public Facilities Fees; and

WHEREAS, the “*San Luis Obispo County Public Facilities Financing Plan for Unincorporated Area Facilities*” (hereinafter “Facilities Plan”) was adopted by Board of Supervisors Resolution No. 91-536 on October 15, 1991, and updated on July 26, 2011; and

WHEREAS, the Facilities Plan describes the impacts of new development projects on existing public facilities and improvements within the unincorporated area of the County of San Luis Obispo, and analyzes the need for new public facilities and improvements required by said new development projects, and sets forth relationships

among new development projects, the needed public facilities and improvements, and the estimated costs of those public facilities and improvements; and

WHEREAS, Government Code section 66001(d)(1) requires that the Board of Supervisors make certain findings every five years with respect to fees imposed as a condition of approval of development projects; and

WHEREAS, in accordance with Government Code section 66006(b)(2) the Board of Supervisors make available to the public within 180 days of the close of the fiscal year information detailing the collection and expenditures of the Public Facilities Fees Program and then review that information at a regularly scheduled public meeting; and

WHEREAS, the Board desires to make the findings required by Government Code Section 66001(d)(1) with respect to fiscal years 2010/2011 through 2014/2015, and make available and approve the information required by Government Code Section 66006(b)(1) with respect to fiscal year 2014/2015; and

WHEREAS, on January 5, 2016, the Board of Supervisors convened at a regularly scheduled meeting to receive and file the information required by Government Code Sections 66006(b)(1) and to adopt a resolution making the findings required by Government Code section 66001(d)(1).

NOW, THEREFORE BE IT RESOLVED AND ORDERED, by the Board of Supervisors of the County of San Luis Obispo, State of California, as follows:

1. The foregoing recitals are true and correct.
2. The Board approves the Annual Report for the Public Facilities Fee Program for fiscal year 2014/2015 prepared in accordance with Government Code Section 66006(b)(1), attached hereto as Exhibit A.
3. The Board approves the Five-Year Review of Public Facilities Fees Program, attached hereto as Exhibit B.
4. The Board makes the following findings with respect to the Public Facilities Fees Program for fiscal years 2010/2011 through 2014/2015 in accordance with Government Code Section 66001(d):

Attachment 1

- a. The purpose of such fees are to construct public improvements needed to mitigate the cumulative impacts of residential development projects on existing recreational facilities within San Luis Obispo County.
- b. There is a reasonable relationship between the fees collected and the impact created by the development, as established by the Facilities Plan completed on October 15, 1991, and updated on July 26, 2011.
- c. The sources and amounts of funding anticipated to complete financing of incomplete improvements are identified and shown in Exhibit B.
- d. The approximate dates on which funding of incomplete improvements is expected to be deposited into the appropriate accounts or funds are also identified in Exhibit B.

Upon motion of Supervisor _____, seconded by Supervisor _____, and on the following roll call vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAINING:

the foregoing resolution is hereby adopted.

Chairperson of the Board of Supervisors

ATTEST:

Clerk of the Board of Supervisors

By: _____
Deputy Clerk

[SEAL]

APPROVED AS TO FORM AND LEGAL EFFECT:

RITA L. NEAL
County Counsel

By: Deputy County Counsel

Dated: December 9, 2015

STATE OF CALIFORNIA,)
) ss.
County of San Luis Obispo,)

I, _____, County Clerk and ex-officio Clerk of the Board of Supervisors, in and for the County of San Luis Obispo, State of California, do hereby certify the foregoing to be a full, true and correct copy of an order made by the Board of Supervisors, as the same appears spread upon their minute book.

WITNESS my hand and the seal of said Board of Supervisors, affixed this day of _____, 20____.

County Clerk and Ex-Officio Clerk of the
Board of Supervisors

(SEAL)

By: _____ Deputy Clerk.